

REMARKS

In the May 18, 2005 Office Action, the Examiner:

- Rejected claims 1 and 2 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention;
- Rejected claims 1 and 2 under 35 U.S.C. § 102 as being anticipated by U.S. Patent No. 4,785,585 (“*Grier*”); and
- Objected to the drawings under 37 C.F.R. § 1.83(a).

Applicant amends claims 1, cancels claim 2, and submits replacement drawings herewith. No new matter has been added. The pending claim is claim 1.

Claim Rejections - 35 U.S.C. § 112

Examiner rejected claims 1 and 2 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Applicant, however, traverses these rejections, in light of the amendments.

Applicant has amended claim 1 to include the limitation of claim 2 and to recite that the stabilizer assembly includes a contact member formed on a lower end of the stabilizing assembly that contacts an upper end of the glass guide and a connector formed on an upper end of the stabilizing assembly that encompasses a lower outer surface of the garnish. Claim 1 has also been amended to clarify that the stabilizing assembly is formed to be separate from the garnish, and therefore encompasses the lower outer surface of the garnish. Additionally, the “lower outer surface” refers to the lower outer surface of the garnish as recited in claim 1.

Applicant believes that this claim is no longer indefinite and therefore requests withdrawal of this rejection.

Claim Rejections - 35 U.S.C. § 102

Examiner rejected claims 1 and 2 under 35 U.S.C. § 102 as being anticipated by *Grier*. Applicant, however, traverses these rejections, in light of the amendments.

In *Grier*, the enlarged head 70, which is designated by the Examiner as a member corresponding to the stabilizing assembly, is formed integrally with the upper glass track 26

and does not include portions corresponding to the contact member and the connector of the stabilizing assembly. Therefore, Applicant believes that these features of the amended claim 1 are neither disclosed nor suggested by the cited reference. According to the amended claim 1, since the stabilizing assembly is separated from the garnish and is mounted to the upper end of the glass guide, the garnish itself can support the stabilizing assembly and the garnish, so a structural strength of the overall system can be substantially enhanced. On the other hand, in *Grier*, the enlarged head 70 is formed integrally with the upper glass track 26 and the lower window glass track 46 is inserted into the enlarged head 70, the lower window glass track 46 cannot sufficiently support the enlarged head 70 and the upper glass track 26, and so a redundant member designated by a reference number 72 is needed to obtain a sufficient structural strength. Additionally, according to the amended claim 1, since the stabilizing assembly includes the contact member formed at a lower end thereof and the connector encompasses a lower outer surface of the garnish, the glass guide and the garnish can be linearly arranged in a vertical direction thereby more removing the need to completely integrate the upper end of the glass guide with the lower end of the garnish.

Applicant believes that claim 1 is now allowable and therefore requests withdrawal of this rejection.

Drawings

The Examiner objected to Figures 1 and 2, stating the drawings must show every feature of the invention as specified in the claims. Accordingly, Applicant submits replacement sheets for Figures 1 and 2.

Applicant has added the item number 100 to FIG.1 to point out a structure previously shown. Applicant has also amended FIG.2 to show garnish 200. The corrected FIG. 2 shows the feature that the stabilizing assembly encompasses a lower outer end of the garnish, and it also shows how the elastic run is internally secured within the garnish and the glass guide. Support can be found in the specification and no new matter has been added.

CONCLUSION

In view of the foregoing amendments and remarks, it is believed that the application as a whole is in form for allowance. Should the Examiner have any continuing objections, the Applicants respectfully ask the Examiner to contact the undersigned at 415-442-1106 in order to expedite allowance of the case. Authorization is granted to charge any outstanding fees due at this time for the continued prosecution of this matter to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310 (matter no. 060944-0190).

Respectfully submitted,

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